BEFORE THE DIVISION OF OIL, GAS AND MINING DEPARTMENT OF NATURAL RESOURCES STATE OF UTAH

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IN THE MATTER OF TENTATIVE
DECISION TO APPROVE A NOTICE
OF INTENTION TO COMMENCE LARGE
MINING OPERATIONS

MINING OPERATIONS
FOR PABCO BUILDING PRODUCTS, LLC,
DBA INTERSTATE BRICK, BLACK SHALE
AND ROSE MINE, UTAH COUNTY UTAH

NOTICE OF TENTATIVE DECISION TO APPROVE

NO. M/049/0084

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Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve the Notice of Intention to Commence Large Mining Operations (Notice) for the Black Shale and Rose Mine. Mining activities will affect portions of the following area: West ½ of the Southeast ¼ of Section 36, Township 6 South, Range 1 West, SLBM; Utah County, Utah. A copy of the Notice is available for public inspection at the Division's public information center.

Any person or agency aggrieved by this tentative decision may file a written protest within thirty (30) days of the date of publication to Dana Dean, P.E., Associate Director of Mining, Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801, setting forth factual reasons for the complaint.

DATED THIS 15th day of July, 2013

STATE OF UTAH DIVISION OF OIL, GAS AND MINING

Dana Dean, P.E.

Associate Director, Mining

CERTIFICATE OF MAILING

I hereby certify that I caused a true and correct copy of the foregoing Notice of Tentative Decision to Approve the Large Mining Notice of Intention for Pabco Building Products, LLC, dba Interstate Brick M/049/0084 to be sent via facsimile, electronic mail, or mailed by first class mail, postage prepaid, the 16 day of July , 2013 to:

FACSIMILE: 801-204-6399

E-MAIL: naclegal@mediaoneutah.com

Salt Lake Tribune Legal Department 90 South 400 West, Suite 700 Salt Lake City, Utah 84101

FACSIMILE: 801-373-5489

EMAIL: dhlegals@heraldextra.com

Daily Herald 1555 North Freedom Blvd PO Box 717 Provo, Utah 84604

CERTIFIED RETURN RECEIPT 7011 0110 0001 3568 4954

Pabco Building Products, LLC 9780 South 5200 West West Jordan, Utah 84081

CERTIFIED RETURN RECEIPT 7011 0110 0001 3568 4961

John Blake SITLA 675 East 500 South Suite 500 Salt Lake City, Utah 84102

CERTIFIED RETURN RECEIPT 7011 0110 0001 3568 4978

Utah County Planning and Zoning 100 East Center Street Suite 2200 Provo, Utah 84606

Emily Berry, Secretary

M0490084